

Minutes of the Waukesha County Criminal Justice Collaborating Council
Executive Committee
August 10, 2009

Judge Davis called the meeting to order at 8:32 a.m.

Committee Members Present: Judge Mac Davis (Chair), Peter Schuler, Jim Dwyer, Brad Schimel.
Absent: Dan Vrakas, Sam Benedict.

Also present: Karl Held, Sara Carpenter, Diane Kelsner, Ryan Jurgens, Clara Daniels, Lyndsay Johnson, Vanessa Allen.

Approve Minutes from July 13, 2009 Meeting

The minutes of July 13, 2009, were approved with unanimous consent.

Discuss & Consider Expanding Day Report Center to Include Referrals from DOC- Community Corrections as an Alternative to Revocation

Held said the DOC has been investigating options for developing a DRC for offenders who violate and need enhanced supervision with daily contacts and monitoring versus revocation. The county's DRC would be a reasonable option for probation and some parole offenders who have sufficient community support, stable jobs, family, friends, etc. One draw back is that currently there is only one track into the DRC. The DOC would like a more direct referral process from the DOC to WCS eliminating the need to go through the courts, expand the track into the DRC and modify the contract so the DRC could be used by probation and on occasion parole. Carpenter said agents and WCS staff would work together to define program expectations. The most recent contract provides no specific reference to court referrals or limiting the referral sources, specifically the DOC. Schuler said the program descriptions in the contract could be rewritten.

Davis said the reason Waukesha County has a DRC is because the DOC doesn't do a good enough job to satisfy us. Davis would not want a DOC referral to bump one of his or a Sheriff's Department referral. What are the baseline and additional costs for this project? Held said the DOC does not want to take from the core referral population. There is room to fully use the program with WCS acting as the gatekeeper. Carpenter said capacity at the DRC has been down but it is starting to climb again. The 1.5 staff at the DRC can serve 50 to 55 clients. She will review the line item budget to get an exact answer about additional costs.

Dwyer said the DRC is meant to relieve the Huber population. What is the cost benefit to the county to fill the DRC with DOC referrals? Schimel said if the DOC didn't use the DRC, the offenders would be in the jail. Held said some offenders would better serve the community if they could remain employed with more monitoring. Schimel said if day reporting was just about getting people out of jail, no one would support it. It is the behavior intervention, supervision and monitoring that will help people off the treadmill of re-circulating back into the criminal justice system. Carpenter said individual plans would be developed based on a risk assessment and be revised based on progress through the program.

Schuler said because of the turnover the DRC will never be 100% full unless a waiting list is developed or the program is overbooked. In a true revocation case, the person would be in the jail. Schuler suggested devising a strategy for when the program gets crowded.

Davis asked can WCS handle DOC referrals without overloading the program and increasing costs? Carpenter said she and Held talked about how priority would be given to cases where judges made the referral. Held said the contract doesn't have a provision allowing the option of direct court referrals.

MOTION: Schuler moved, Schimel second, to clarify the intent of the CJCC to include court referrals to the DRC. Motion carried 4-0.

MOTION: Schuler moved, Schimel second, to allow the Department of Corrections to make referrals to the Day Report Center as capacity allows. Motion carried 4-0.

Update on Progress of Data Workgroup

Kelsner and Jurgens reported on the progress of the Data Workgroup. As part of the investigative work, the group has toured the courts, District Attorney's Office, jail and WCCC to see what computer systems are used, what data is captured and how data flows through all the areas of the justice system. The group identified and prioritized needed solutions.

Kelsner said she would like to learn more about the data warehouse study group run by Bob Gibson in 2008. Gibson conducted a series of focus group meetings with the different players in the justice system to find out what reports are needed from the data warehouse. She is unable to locate the final outcome. Schuler and Luczaj will work with Gibson to get the information Kelsner is seeking.

Kelsner said the data warehouse is the heart of what could be developed into a sophisticated system. Diverse groups contribute data to the system. There is ground work to put the reports on a website but enhancements and additional data elements are needed. Pieces of data need to be brought into the data warehouse to enhance the use but it is important that data entry does not become burdensome for the staff. The group wants to visit a local police department to see how data is captured.

Dwyer asked if data from the police departments is consistent? Kelsner said there is some consistency with Spillman users. Police officers use standard forms when dropping off prisoners. Additional information is needed to allow better queries. It will be kept simple.

Kelsner said Spillman will be updated to version 6.0. Jurgens explained that updates to Spillman are driven by the current CAD upgrades. Kelsner explained that when Spillman is upgraded, an interface will be written between PROTECT and Spillman allowing for shared data. This connection is not currently available.

Discuss Examples of Data/Statistics to be Presented on a Regular Basis to CJCC & CJCC Executive Committee

Dwyer said he would like to know the following statistics regularly: start up numbers, projected goals, number served and number of graduates showing rational to continue the program. Kimme's analysis could be used as the baseline for future analysis for comparison purposes. As long as Waukesha County is a growing community, adjacent to the states largest city, crimes will continue to be committed and people incarcerated.

Schuler said recidivism and how it is measured needs to be defined for each program and then the measures refined. There is more to measure than how many people do not return to the jail.

Discuss & Consider Implementing OAR Pilot Program

Luczaj said 11 municipalities have expressed interest in the pilot OAR program. A formal definition of the pilot along with program and funding timelines needs to be developed. Schuler said there are several issues that need to be defined such as county funding (fully/partially) and length of the program, and program objectives and parameters.

Davis said plenty of municipalities are interested. County administration is sensitive to the number of people in the jail for municipal charges especially since this change could send a lot of people to the county jail. Schimel remarked that the number could grow larger if no one is there to help people get

their licenses back. Davis said Joanne Eiring will be the point person developing the program. The current program should finish this year and then sent to the municipalities. It will take awhile especially because we are dealing with part-time judges and inventing the program as we go along. Luczaj said the next step is the committee's endorsement of the program.

MOTION: Schuler moved, Schimel second, to endorse the forward movement of the transition of the OAR Program to the municipal courts. Motion carried 4-0.

Update on Status of Byrne Grant & Contract with Public Policy Forum

Luczaj distributed a draft copy of the ordinance and fiscal note accepting the Byrne Grant funding of \$18,619, which will be considered by the HHS, Judiciary and Finance Committees as well as the county board. Tom Koth from the Sheriff's Department and Luczaj will jointly present the ordinance at committee meetings since the funding will go through the Sheriff's Department's budget. Luczaj explained the internal process that will be followed to draw down the grant money.

Identify Priority Projects to Assign to Public Policy Forum

Luczaj distributed a handout titled *Examples of Projects to Assign to the Public Policy Forum* dated July 9, 2009. She asked the group to discuss the projects and provide feedback on importance and prioritization.

Dwyer said an independent, respected group, such as the Public Policy Forum (PPF), evaluating and doing nonbiased research on the CJCC is the best spent money. Dwyer said all but a few of the listed items could be condensed and given to the PPF to see what items they would be willing to undertake. Evaluation of costs can always be done in-house.

Schuler explained how it is positive to evaluate current programs and to search for new innovations. He feels strongly about projects #6 and #5. He would like to find out if programs positively impact participants through improved work and family experiences, becoming better members of society and other positive accomplishments. Our programs should be evaluated for cost effectiveness and tools should be given to us to do it for the future. Gaps in service could be recognized for reorganization or expansion.

Schimel asked Luczaj to explain project #9: Conduct research on cost-effectiveness and efficiency of operating a drug-testing lab in-house and determine best-centralized location. Luczaj explained that she attended a session at a conference and learned how some communities have developed their own drug testing labs and expanded their services to local schools and businesses. Currently, samples are sent to WCS's lab in Milwaukee which has significant costs and turnaround times. Dwyer asked if this could become part of the CJCC sustainability plan to find alternate funding sources and to invest funds back into the program. He is interested in finding out more statistics about such a program. Davis and Schimel agreed they were not interested in using PPF resources for this project at all. The business is too competitive.

Vanessa Allen from the PPF explained that it is easier for the PPF to know what data is available. The PPF does not do a lot of data collection because it is time consuming.

Luczaj committed to drafting a memorandum of understanding/work assignment list.

Update on Status of RFP for CJCC Programs

Luczaj said the RFP went out August 4, 2009 for the Pretrial Screening, Day Report Center, ATC and Pretrial Supervision Programs with responses due September 1, 2009. Questions, which were due August 8, 2009, will be posted by the end of today. A five-member evaluation committee was formed with members representing Courts, HHS, CJCC and Purchasing and a county board supervisor.

Interviews will occur September 21 (if needed) and a final decision will be made before the October 7, 2009 Finance Committee meeting. Luczaj anticipates responses may be received from Justice 2000, Attic and WCS.

Next CJCC Executive Committee Meeting:

- Monday, September 14, 2009 @ 8:30 am, Room C179

The meeting adjourned at 9:55 a.m.